

FILED

UNITED STATES COURT OF APPEALS

JUL 14 2006

FOR THE NINTH CIRCUIT

CATHY A. CATTERSON, CLERK
U.S. COURT OF APPEALS

In re: GRAND JURY PROCEEDINGS,
GRAND JURY #04-1 SF.

GREG ANDERSON,

Witness - Appellant,

v.

UNITED STATES OF AMERICA,

Appellee.

No. 06-16215

D.C. Nos. CR-06-90231-WHA
Northern District of California,
San Francisco

ORDER

Before: HAWKINS and THOMAS, Circuit Judges.

This is a recalcitrant witness appeal.

The motion for release pending appeal is denied. Appellee's motion to seal the opposition motion and exhibits is granted.

On or before July 18, 2006, the government shall show cause why it should not be required to disclose to Mr. Anderson the contents of what has been referred to publicly as the "Paragraph 8" material before Mr. Anderson may be compelled to testify again before the grand jury. The government's response may be filed

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under seal. No briefing is required from appellant Anderson on the order to show cause.

The briefing schedule established previously shall remain in effect.